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Attorneys for Defendant
MICROSOFT CORPORATION

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

IN RE: HIGH TECH EMPLOYEE
ANTITRUST LITIGATION

THIS DOCUMENT RELATES TO:
ALL ACTIONS

DESERAEE RYAN, and TRENT
RAU, individually and on behalf of
all others similarly situated;

Plaintiffs

vs.

MICROSOFT CORPORATION, a
Washington corporation;

Defendants.

MASTER DOC. NUMBER:

11-cv-02509-LHK

Case No. 5:14-cv-04634-EJD

**STIPULATION TO EXTEND THE
TIME FOR MICROSOFT
CORPORATION TO OPPOSE
PLAINTIFFS' ADMINISTRATIVE
MOTION TO CONSIDER WHETHER
CASES SHOULD BE RELATED; AND
ORDER THEREON**

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1 Plaintiffs DESERAЕ RYAN and TRENT RAU (“Plaintiffs”), on the one
 2 hand, and Defendant MICROSOFT CORPROATION (“Microsoft”), on the other
 3 hand, (collectively, the “Parties”), by and through their respective counsel,
 4 stipulate and agree as follows:

5 WHEREAS, on October 16, 2014, Plaintiffs filed an action against
 6 Microsoft styled Antitrust Class Action Complaint (Case No. 5:14-cv-04634-EJD),
 7 and Summons in that Action was issued as to Microsoft on October 17, 2014;

8 WHEREAS, Microsoft was served with the Summons and Complaint on
 9 October 23, 2014;

10 WHEREAS, on October 23, 2014, Plaintiffs filed a Motion for
 11 Administrative Relief to Consider Whether Cases Should be Related (Dkt. No.
 12 1003);

13 WHEREAS, Microsoft has not yet responded to the Complaint and has not
 14 yet been served with Plaintiffs’ Notice of Motion and Motion for Administrative
 15 Relief to Consider Whether Cases Should be Related;

16 WHEREAS, Microsoft’s opposition to Plaintiffs’ Motion for Administrative
 17 Relief is currently due on or before October 27, 2014;

18 WHEREAS, Microsoft has requested Plaintiffs for an expansion of time to
 19 file an opposition to Plaintiffs’ Motion for Administrative Relief so that it may
 20 have an adequate opportunity to review the complaint, retain appropriate counsel,
 21 and make appropriate argument, if necessary, to oppose Plaintiffs’ administrative
 22 motion;

23 NOW THEREFORE, the Parties, by and through their respective counsel,
 24 hereby stipulate and agree, and respectfully request the Court grant their request
 25 and order as follows:

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1 Defendant Microsoft Corporation shall file its opposition to Plaintiffs'
2 Motion for Administrative Relief on or before November 10, 2014.

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4 Dated: October 24, 2014

PAUL, PLEVIN, SULLIVAN &
CONNAUGHTON LLP

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6 By: /s/ Matthew J. Schenck
7 FRED M. PLEVIN
8 MATTHEW J. SCHENCK
9 Attorneys for Defendant
10 MICROSOFT CORPORATION

11 Dated: October 24, 2014

THE MARKHAM LAW FIRM

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13 By: /s/ Janine Menhennet
14 JANINE MENHENNET
15 Attorneys for Plaintiffs DESERAÉ
16 RYAN and TRENT RAU

17 **SIGNATURE CERTIFICATION**

18 I hereby attest that I have on file all holographic signatures corresponding to
19 any signatures indicated by a conformed signature (/S/) within this e-filed
20 document.

21 Dated: October 24, 2014

Respectfully submitted,

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23 By: /s/ Matthew J. Schenck
24 Matthew J. Schenck
25 Attorney for Microsoft Corporation
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PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated:

HON. LUCY H. KOH
JUDGE, U.S. DISTRICT COURT
NORTHERN DISTRICT OF
CALIFORNIA

In Re: High Tech Employee Antitrust Litigation
U.S.D.C. Northern District of California, Case No. 11:-cv-02509-LHK

PROOF OF SERVICE

I, the undersigned, hereby declare that I am over the age of eighteen years and not a party to this action. I am employed, or am a resident of, the County of San Diego, California, and my business address is: Paul, Plevin, Sullivan & Connaughton LLP, 101 West Broadway, Ninth Floor, San Diego, California 92101-8285.

On October 24, 2014, I caused to be served the following document(s):

- **STIPULATION TO EXTEND THE TIME FOR MICROSOFT CORPORATION TO OPPOSE PLAINTIFFS' ADMINISTRATIVE MOTION TO CONSIDER WHETHER CASES SHOULD BE RELATED; AND ORDER THEREON,**

on the interested party (ies) in this action by placing a true copy thereof and addressed as follows:

David R. Markham
Peggy Reali
Janine Menhennet
Maggie K. Realin
THE MARKHAM LAW FIRM
750 B Street, Suite 1950
San Diego, CA 92101
Telephone: (619) 399-3995
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mrealin@markham-law.com

Attorneys for Plaintiffs Deserae Ryan
and Trent Rau

- ☒ (By **ELECTRONIC SERVICE VIA CM/ECF SYSTEM**) In accordance with the electronic filing procedures of this Court, service has been effected on the parties above, whose counsel of record is a registered participant of CM/ECF, via electronic service through the CM/ECF system.
- ☐ (By **MAIL SERVICE**) I then sealed each envelope and, with postage thereon fully prepaid postage, I placed each for deposit with United States Postal Service, this same day, at my business address shown above, following ordinary business practices.
- ☐ (By **PERSONAL SERVICE**) I delivered such envelope by hand to the office of the addressee.
- ☐ (By **FACSIMILE**) I transmitted the documents by facsimile machine, pursuant to California Rules of Court, Rule 2.306. The facsimile machine I used complied with Rule 2.301 and no error was reported by the machine. The transmitting facsimile machine number is (619) 615-0700. The fax number of the party being served is listed above. Pursuant to Rule 2.306, I

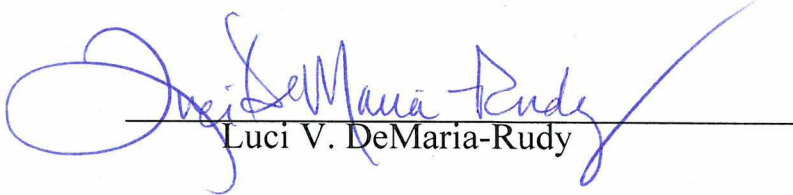
1 caused the machine to print a transmission record of the transmission, a
2 copy of which is attached to this declaration.

3 ☐ (By **OVERNIGHT DELIVERY**) I deposited in a box or other facility
4 regularly maintained by the express service carrier, or delivered to a courier
5 or driver authorized by the express service carrier to receive documents, in
6 an envelope or package with delivery fees paid or provided for, and
7 addressed on whom it is to be served pursuant to Code of Civil Procedure
8 section 1013(c).

9 ☐ (By **E-MAIL OR ELECTRONIC TRANSMISSION**) Based on a court
10 order or an agreement of the parties to accept service by e-mail or electronic
11 transmission, I caused the documents to be sent to the person(s) at the e-
12 mail addresses listed above. I did not receive, within a reasonable time after
13 the transmission, any electronic message or other indication that the
14 transmission was unsuccessful.

15 I declare that I am employed by the office of a member of the bar of this
16 court at whose direction the service was made.

17 Executed October 24, 2014, at San Diego, California.

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Luci V. DeMaria-Rudy